

# MANDATE

UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT

USDC-SDNY  
1:08-cv-09628-LTS

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 6th day of May, two thousand and thirteen.

Before: JOSÉ A. CABRANES,  
DENNY CHIN,  
SUSAN L. CARNEY,  
*Circuit Judges.*

Jessica Fink, on behalf of herself and all others similarly situated,  
Brett Noia, on behalf of himself and all others similarly situated,

Plaintiffs-Appellants,

v.

Time Warner Cable,

Defendant-Appellee,

Time Warner, Inc.,

Defendant.

**JUDGMENT**

Docket No. 12-0299

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: May 30, 2013

The appeal in the above captioned case from a judgment of the United States District Court for the Southern District of New York was argued on the district court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the judgment of the district court is AFFIRMED in accordance with the opinion of this court.

For The Court:

Catherine O'Hagan Wolfe,  
Clerk of Court

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

  


  


MANDATE ISSUED ON 05/30/2013